

PTO/SB/03 (10-01)

Approved for use through 10/31/2002, OMB 0651-0032

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PLANT PATENT APPLICATION (35 U.S.C. 161) DECLARATION (37 CFR 1.63)	Attorney Docket Number	1700-008
	First Named Inventor	NeSmith
	COMPLETE IF KNOWN	
	Application Number	1
	Filing Date	08/22/2003
	Art Unit	
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	Examiner Name	

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the new and distinct variety of:

Vaccinium ashei Reade (Rabbiteye Blueberry)

plant named: Ochlockonee

which is claimed and for which a plant patent is sought, the specification of which

☒ Is attached hereto or ☐ was filed on (MM/DD/YYYY) as United States

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claim, as amended by any amendment specifically referred to above.

I have asexually reproduced the plant to which this application applies.

☐ Said plant was found in a cultivated area (check this box for newly found plant only)

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT international filing date of the continuation-in-part.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Check Only if Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND PETS OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/88/03 (10-01)

Approved for use through 10/31/2002 OMB 0551-0032

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DECLARATION - Plant Patent Application

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23485 PATENT & TRADEMARK OFFICE							
Name							
Address							
Address							
City				State		ZIP	
Country			Telephone			Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
NAME OF SOLE OR FIRST INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name D. Scott				Family Name or Surname NeSmith			
Inventor's Signature 				Date 8/20/03			
Residence: City Griffin		State GA		Country US		Citizenship US	
Mailing Address							
Mailing Address							
City Griffin		State GA		Zip		Country	
NAME OF SECOND INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Arlen D.				Family Name or Surname Draper			
Inventor's Signature				Date			
Residence: City Payson		State AZ		Country US		Citizenship US	
Mailing Address							
Mailing Address							
City Payson		State AZ		Zip		Country	
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.							


PTO/BB/03 (10-01)

Approved for use through 10/31/2002, OMB 0864-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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DECLARATION - Plant Patent Application

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23485							
Name PATENT TRADEMARK OFFICE							
Address							
Address							
City				State		ZIP	
Country		Telephone			Fax		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
NAME OF SOLE OR FIRST INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name D. Scott				Family Name or Surname NeSmith			
Inventor's Signature						Date	
Residence: City Griffin		State GA		Country US		Citizenship US	
Mailing Address							
Mailing Address							
City Griffin		State GA		Zip		Country	
NAME OF SECOND INVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name Arlen D.				Family Name or Surname Draper			
Inventor's Signature <i>Arlen D Draper</i>						Date 8-20-03	
Residence: City Payson		State AZ		Country US		Citizenship US	
Mailing Address							
Mailing Address							
City Payson		State AZ		Zip		Country	
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.							

Please type a plus sign (+) inside this box → 

PTO/63/61 (10-00)

Approved for use through 10/31/2002, OMB 0851-0035

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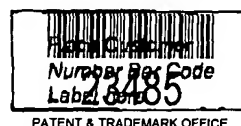
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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT	Application Number	
	Filing Date	08/22/2003
	First Named Inventor	NeSmith
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	1700-008

I hereby appoint:

☒ Practitioners at Customer Number **23485**
OR

☐ Practitioner(s) named below:



Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

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Zip

Country

Telephone

Fax

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

D. Scott NeSmith

Signature

Date

8/26/03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 2 forms are submitted.

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PTO/SB/81 (10-00)

Approved for use through 10/31/2002, OMB 0961-0036

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**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number

Filing Date

08/22/2003

First Named Inventor

NeSmith

Group Art Unit

Examiner Name

Attorney Docket Number

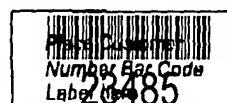
1700-008

I hereby appoint:

☒ Practitioners at Customer Number

23485

OR

☐ Practitioner(s) named below:

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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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☐ Firm or
Individual Name

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Telephone

Fax

I am the:

☒ Applicant/Inventor.☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name

Arlen D. Draper

Signature

Arlen D. Draper

Date

8-20-03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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